

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Confirmation No.: 5923

Matthew ABESHOUSE

Date: May 1, 2009

Serial No.: 10/561,127

Group Art Unit: 3725

Filed: December 16, 2005

Examiner: CEGIELNIK, Urszula M.

For: TOSSABLE FLIER

VIA EFS-WEB

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**REQUEST TO REMAIL OFFICE ACTION AND
RESTART PERIOD FOR RESPONSE**

Sir:

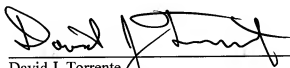
This inquiry is responsive to a March 23, 2009 telephone call received by the undersigned from the Legal Instrument Examiner (LIE) in this case. The LIE advised that a Restriction Requirement had been mailed August 20, 2008, and no response had been received. In response, Applicant referenced the Image File Wrapper via PAIR and noted that the August 20, 2008 Office Action was mailed to Applicants' former counsel, Brooks Kushman, PC. The file wrapper reflects that on January 8, 2008 Applicant revoked the Power of Attorney to Brooks Kushman, PC and named the firm of Ostrolenk, Faber, Gerb & Soffen, LLP as its attorneys, and directed correspondence to 1180 Avenue of the Americas, New York, NY 10036. As a result of that conversation, the LIE indicated that the Office Action would be remailed to the proper correspondence address, and the response period restarted. No further communication has been received, and none is reflected in the Image File Wrapper.

Applicant kindly requests that the August 20, 2008 Office Action be resent to the current correspondence address of record and that the period for response be restarted. MPEP §710.06.

Respectfully submitted,

THIS CORRESPONDENCE IS BEING
SUBMITTED ELECTRONICALLY
THROUGH THE PATENT AND
TRADEMARK OFFICE EFS FILING
SYSTEM ON May 1, 2009.

DJT:lf



David J. Torrente
Registration No.: 49,099
OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas
New York, New York 10036-8403
Telephone: (212) 382-0700